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NOTICE OF ALLOWANCE AND FEE(S) DUE

7590

07/28/2008

Kevin M. Drucker
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405, 1500 John F. Kennedy Blvd.
Philadelphia, PA 19102

EXAMINER

AIRAPETIAN, MIJA

ART UNIT

PAPER NUMBER

3625

DATE MAILED: 07/28/2008

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/701,506	11/05/2003	Todd Silverstein	REQUENT 02.01	7649
TITLE OF INVENTION: REMOTE PURCHASING SYSTEM, METHOD AND PROGRAM				

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$720	\$300	\$0	\$1020	10/28/2008

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. **PROSECUTION ON THE MERITS IS CLOSED.** THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN **THREE MONTHS** FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. **THIS STATUTORY PERIOD CANNOT BE EXTENDED.** SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail **Mail Stop ISSUE FEE**
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INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)

7590

07/28/2008

Kevin M. Drucker
 Mendelsohn & Associates, P.C.
 405, 1500 John F. Kennedy Blvd.
 Philadelphia, PA 19102

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I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.

(Depositor's name)
(Signature)
(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
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10/701,506

11/05/2003

Todd Silverstein

REQUENT 02.01

7649

TITLE OF INVENTION: REMOTE PURCHASING SYSTEM, METHOD AND PROGRAM

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	YES	\$720	\$300	\$0	\$1020	10/28/2008

EXAMINER	ART UNIT	CLASS-SUBCLASS
AIRAPETIAN, MILA	3625	705-026000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.

☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a **Customer Number is required.**

2. For printing on the patent front page, list

- (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, 1 _____
- (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed. 2 _____
- 3 _____

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. If an assignee is identified below, the document has been filed for recordation as set forth in 37 CFR 3.11. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

(B) RESIDENCE: (CITY AND STATE OR COUNTRY)

Please check the appropriate assignee category or categories (will not be printed on the patent): ☐ Individual ☐ Corporation or other private group entity ☐ Government

4a. The following fee(s) are submitted:

- ☐ Issue Fee
- ☐ Publication Fee (No small entity discount permitted)
- ☐ Advance Order - # of Copies _____

4b. Payment of Fee(s): (Please first reapply any previously paid issue fee shown above)

- ☐ A check is enclosed.
- ☐ Payment by credit card. Form PTO-2038 is attached.
- ☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any overpayment, to Deposit Account Number _____ (enclose an extra copy of this form).

5. Change in Entity Status (from status indicated above)

- ☐ a. Applicant claims SMALL ENTITY status. See 37 CFR 1.27. ☐ b. Applicant is no longer claiming SMALL ENTITY status. See 37 CFR 1.27(g)(2).

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

Authorized Signature _____

Date _____

Typed or printed name _____

Registration No. _____

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450.

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Kevin M. Drucker
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405, 1500 John F. Kennedy Blvd.
Philadelphia, PA 19102

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b) (application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 578 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 578 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (<http://pair.uspto.gov>).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

Notice of Allowability

Application No.

10/701,506

Examiner

MILA AIRAPETIAN

Applicant(s)

SILVERSTEIN ET AL.

Art Unit

3625

- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☒ This communication is responsive to 02/15/2008 and Examiner Amendment.
2. ☒ The allowed claim(s) is/are 124-139,141-185,187-216,218-221,227-229,231 and 234.
3. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: _____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.
THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

4. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
 5. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date _____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date _____.
- Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
6. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

1. ☒ Notice of References Cited (PTO-892)
2. ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
3. ☐ Information Disclosure Statements (PTO/SB/08),
Paper No./Mail Date _____
4. ☐ Examiner's Comment Regarding Requirement for Deposit of Biological Material

5. ☐ Notice of Informal Patent Application
6. ☐ Interview Summary (PTO-413),
Paper No./Mail Date _____.
7. ☒ Examiner's Amendment/Comment
8. ☒ Examiner's Statement of Reasons for Allowance
9. ☐ Other _____.

/Jeffrey A. Smith/
Jeffrey A. Smith
SPE AU 3625

EXAMINER'S AMENDMENT

An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Drucker on June 6, 2008.

The application has been amended as follows:

In the Title:

The title has been amended to read as follows:

--Remote Purchasing System, Method and Program--

In the Claims:

124. (Currently Amended) A computer-implemented method of enabling a purchase of a product or service, the method comprising:

(a) receiving identification of at least one product or service available for purchase at any venue in a set of one or more venues;

(b) presenting to a purchaser, via a communications device, a list of the at least one product or service;

(c) receiving, via the communications device, an instruction from the purchaser to purchase at least one selected product or service from the list for a specified recipient different from the purchaser, wherein the at least one selected product or service:

(i) is capable of being provided to the recipient in person at any venue in the set of one or more venues without the purchaser or the recipient providing any input other than the instruction from the purchaser, or service; and

(ii) is available for purchase in person at any venue in the set of one or more venues prior to the performance of steps (b) and (c) or service;

(d) providing to the recipient a notification corresponding to the instruction[]

(e) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and

(f) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

125. (Currently Amended) The invention of claim 124, wherein the notification further comprises an identifier that the recipient presents or redeems in person at any

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venue in the set of one or more venues to receive the at least one selected product or service.

127. (Currently Amended) The invention of claim 125, wherein the identifier is adapted to be printed on a medium that the recipient presents or redeems at any venue in the set of one or more venues to receive the at least one selected product or service.

128. (Currently Amended) The invention of claim 124, further comprising storing a physical device identifier corresponding to a physical device that the recipient presents at any venue in the set of one or more venues to receive the at least one selected product or service.

129. (Currently Amended) The invention of claim 124, further comprising:

(e) providing, to at least one venue in the set of one or more venues, data enabling authentication of the recipient to receive the at least one selected product or service.

130. (Currently Amended) The invention of claim 129, wherein step (e) is performed at substantially the same time as presentation by the recipient at the at least one venue of (i) an identifier, (ii) a physical medium having an identifier printed thereon, or (iii) a physical device enabling authentication of the recipient to receive the at least one selected product or service.

131. (Currently Amended) The invention of claim 129, wherein step (e) further comprises providing the data enabling the authentication of the recipient to all of the

venues of the set of one or more venues in advance of presentation by the recipient of
(i) an identifier, (ii) a physical medium having an identifier printed thereon, or (iii) a
physical device enabling authentication of the recipient to receive the at least one
selected product or service.

132. (Currently Amended) The invention of claim 129, wherein the data provided
in step (e) comprises identification of the at least one selected product or service.

133. (Currently Amended) The invention of claim 124, further comprising:
(e) storing instruction data associated with the instruction indicating that the
recipient is entitled to the at least one selected product or service.

(f) receiving redemption data from a venue indicating that the at least one
selected product or service has been provided to the recipient; and

(g) updating the instruction data to indicate that the at least one selected product
or service has been provided.

141. (Currently Amended) The invention of claim 140, wherein the pre-supplied
portion comprises at least one of (i) a purchaser name, (ii) a purchaser email address,
(iii) a purchaser text messaging address, (iv) one or more venues, (v) one or more
selected products or service, and (vi) payment information.

142. (Currently Amended) The invention of claim 124, further comprising
electronically processing a payment from the purchaser for the at least one selected
product or service.

144. (Currently Amended) The invention of claim 124, wherein the instruction specifies a plurality of selected products or services each at a different set of one or more venues associated with the same recipient.

145. (Currently Amended) The invention of claim 124, wherein the instruction specifies a specific product or service for each of a plurality of different recipients associated with the set of one or more venues.

160. (Currently Amended) The invention of claim 124, further comprising providing identification of the at least one selected product or service to the recipient.

163. (Currently Amended) The invention of claim 124, wherein the at least one product or service is a beverage.

164. (Currently Amended) The invention of claim 124, wherein the list of the at least one product or service is provided by the recipient, and further comprising receiving the list of the at least one product or service from the recipient in advance of receipt of the instruction from the purchaser.

165. (Currently Amended) The invention of claim 164, further comprising storing the list of the at least one product or service in a profile associated with the recipient.

169. (Currently Amended) The invention of claim 124, further comprising, prior to receipt of the instruction from the purchaser, receiving from a recipient and providing to a plurality of purchasers a message indicating at least one desired product or service and/or at least one venue specified by the recipient.

170. (Currently Amended) A computer-implemented system for enabling a purchase of a product or service, the system adapted to:

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(a) receive identification of at least one product or service available for purchase at any venue in a set of one or more venues;

(b) present to a purchaser, via a communications device, a list of the at least one product or service;

(c) receive, via the communications device, an instruction from the purchaser to purchase at least one selected product or service from the list for a specified recipient different from the purchaser, wherein the at least one selected product or service;

(i) is capable of being provided to the recipient in person at any venue in the set of one or more venues without the purchaser or the recipient providing any input other than the instruction from the purchaser or service and

(ii) is available for purchase in person at any venue in the set of one or more venues prior to the performance of steps (b) and (c) or service; and

(d) provide to the recipient a notification corresponding to the instruction[.];

(e) receive an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and

(f) provide to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

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171. (Currently Amended) The invention of claim 170, wherein the notification further comprises an identifier that the recipient presents or redeems in person at any venue in the set of one or more venues to receive the at least one selected product or service.

173. (Currently Amended) The invention of claim 171, wherein the identifier is adapted to be printed on a medium that the recipient presents or redeems at any venue in the set of one or more venues to receive the at least one selected product or service.

174. (Currently Amended) The invention of claim 170, wherein the system is further adapted to store a physical device identifier corresponding to a physical device that the recipient presents at any venue in the set of one or more venues to receive the at least one selected product or service.

175. (Currently Amended) The invention of claim 170, wherein the system is further adapted to:

(e) provide, to at least one venue in the set of one or more venues, data enabling authentication of the recipient to receive the at least one selected product or service.

176. (Currently Amended) The invention of claim 175, wherein step (e) is performed at substantially the same time as presentation by the recipient at the at least one venue of (i) an identifier, (ii) a physical medium having an identifier printed thereon, or (iii) a physical device enabling authentication of the recipient to receive the at least one selected product or service.

177. (Currently Amended) The invention of claim 175, wherein step (e) further comprises providing the data enabling the authentication of the recipient to all of the

venues of the set of one or more venues in advance of presentation by the recipient of
(i) an identifier, (ii) a physical medium having an identifier printed thereon, or (iii) a
physical device enabling authentication of the recipient to receive the at least one
selected product or service.

178. (Currently Amended) The invention of claim 175, wherein the data provided
in step (e) comprises identification of the at least one selected product or service.

179. (Currently Amended) The invention of claim 170, wherein the system is
further adapted to:

(e) store instruction data associated with the instruction indicating that the
recipient is entitled to the at least one selected product or service;

(f) receive redemption data from a venue indicating that the at least one selected
product or service has been provided to the recipient; and

(g) update the instruction data to indicate that the at least one selected product or
service has been provided.

187. (Currently Amended) The invention of claim 186, wherein the pre-supplied
portion comprises at least one of (i) a purchaser name, (ii) a purchaser email address,
(iii) a purchaser text messaging address, (iv) one or more venues, (v) one or more
selected product[s] or service and (vi) payment information.

188. (Currently Amended) The invention of claim 170, wherein the system is
further adapted to electronically process a payment from the purchaser for the at least
one selected product or service.

190. (Currently Amended) The invention of claim 170, wherein the instruction specifies a plurality of selected products or services each at a different set of one or more venues associated with the same recipient.

191. (Currently Amended) The invention of claim 170, wherein the instruction specifies a specific product or service for each of a plurality of different recipients associated with the set of one or more venues.

206. (Currently Amended) The invention of claim 170, wherein the system is further adapted to provide identification of the at least one product or service to the recipient.

209. (Currently Amended) The invention of claim 170, wherein the at least one product or service is a beverage.

210. (Currently Amended) The invention of claim 170, wherein the list of the at least one product or service is provided by the recipient, and wherein the system is further adapted to receive the list of the at least one product or service from the recipient in advance of receipt of the selection from the purchaser.

211. (Currently Amended) The invention of claim 210, wherein the system is further adapted to store the list of the at least one product or service in a profile associated with the recipient.

215. (Currently Amended) The invention of claim 170, wherein the system is further adapted to, prior to receipt of the instruction from the purchaser, receive from a recipient and provide to a plurality of purchasers a message indicating at least one desired product or service and/or at least one venue specified by the recipient.

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216. (Currently Amended) A machine-readable medium, having encoded thereon program code, wherein, when the program code is executed by a machine, the machine implements a computer-implemented method of enabling a purchase of a product or service, the method comprising:

- (a) receiving identification of at least one product or service available for purchase at any venue in a set of one or more venues;
- (b) presenting to a purchaser, via a communications device, a list of the at least one product or service;
- (c) receiving, via the communications device, an instruction from the purchaser to purchase at least one selected product or service from the list for a specified recipient different from the purchaser, wherein the at least one selected product or service:

(i) is capable of being provided to the recipient in person at any venue in the set of one or more venues without the purchaser or the recipient providing any input other than the instruction from the purchaser, or service and

(ii) is available for purchase in person at any venue in the set of one or more venues prior to the performance of steps (b) and (c) or service;

(d) providing to the recipient a notification corresponding to the instruction or service;

(e) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and

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(f) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

220. (Currently Amended) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) receiving an instruction from a purchaser to purchase at least one specified product or service for a specified recipient different from the purchaser, the at least one specified product or service to be provided to the recipient in person at any venue in a set of one or more venues;

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(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;

wherein the instruction specifies a plurality of specified products or services, each at a different set of one or more venues associated with the same recipient;

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(c) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and

(d) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

221. (Currently Amended) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) receiving an instruction from a purchaser to purchase at least one specified product or service for a specified recipient different from the purchaser, the at least one specified product or service to be provided to the recipient in person at any venue in a set of one or more venues;

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(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;

wherein the instruction specifies a specific product or service for each of a plurality of different recipients associated with the set of one or more venues;

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~~(c) receiving an instruction from at least one of the plurality of different recipients to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and~~

~~(d) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the at least one of the plurality of different recipients is pre-supplied without input from the recipient.~~

227. (Currently Amended) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) receiving an instruction from a purchaser to purchase at least one specified product or service for a specified recipient different from the purchaser, the at least one specified product or service to be provided to the recipient in person at any venue in a set of one or more venues;

(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;

(c) transmitting data to enable displaying to the purchaser, on a communications device, a list of one or more possible venues;

(d) receiving from the purchaser a selection of the set of one or more venues from the list of one or more possible venues;

(e) receiving the list of one or more possible venues from the recipient;

(f) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and

(g) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

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231. (Currently Amended) A computer-implemented method of enabling purchase of a product or service, the method comprising:

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(a) receiving an instruction from a purchaser to purchase at least one specified product or service for a specified recipient different from the purchaser, the at least one specified product or service to be provided to the recipient in person at any venue in a set of one or more venues;

(b) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues;

(c) prior to steps (d) and (e), receiving a list of one or more available products or services from the recipient;

(d) displaying to the purchaser, on a communications device, the list of one or more available products or services;

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(e) receiving from the purchaser a selection of the at least one product or service from the list of one or more available products or services;

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(f) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and

(g) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

234. (Currently Amended) A computer-implemented method of enabling purchase of a product or service, the method comprising:

(a) prior to steps (b) and (c), receiving from a recipient and transmitting to a plurality of purchasers a message indicating at least one desired good or service and/or at least one venue specified by the recipient;

(b) receiving an instruction from a purchaser to purchase at least one specified product or service for the recipient, the at least one specified product or service to be provided to the recipient in person at any venue in a set of one or more venues;

(c) transmitting to the recipient a notification corresponding to the instruction, wherein the notification identifies the set of one or more venues[];

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~~(d) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and~~

~~(e) providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from recipient is pre-supplied without input from the recipient.~~

Claims 140 and 186 are canceled.

REASONS FOR ALLOWANCE

The following is an examiner's statement of reasons for allowance:

Regarding claim 124

The prior art of record neither anticipates nor renders obvious the following feature: (in response to receiving a gift from a purchaser/gift giver by a recipient) receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient.

Regarding claims 170, 216, 218, 220, 221, 227, 231 and 234

Claims 170, 216, 218, 220, 221, 227, 231 and 234 are each parallel in subject matter to the feature noted above with respect to claim 13 and are allowable for reasons similar to those provided for claim 124.

The most remarkable prior art of record is to Whitfield (US 2007/0157021).

Whitfield discloses a method and system for issuance, acquisition, and redemption of certificates in a transaction network, including receiving, via the communications device, an instruction from the purchaser to purchase at least one

selected product or service from the list for a specified recipient different from the purchaser, wherein said product or service is capable of being provided to the recipient in person at any venue in the set of one or more venues without the purchaser or the recipient providing any input other than the instruction from the purchaser.

It is clear from the description of Whitfield that the prior art does not consider the possibility of: receiving an instruction from the recipient to purchase at least one selected product or service for the purchaser, the at least one selected product or service to be provided to the purchaser in person at any venue in a second set of one or more venues; and providing to the purchaser a notification corresponding to the instruction, wherein at least a portion of the instruction from the recipient is pre-supplied without input from the recipient, as recited in the independent claims 124, 170, 216, 218, 220, 221, 227, 231 and 234.

Conclusion

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

US 6,633,849 to Dodd et al. teaches a system and method for electronically forwarding an online gift.

"Gifts, Certificates, Incentives; Incentive" discloses a system that allows customers purchase gift certificates, and allows recipients to choose how to redeem their gift certificate or card: at a retail store, via a catalog or through a Web site.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Mila Airapetian whose telephone number is (571) 272-3202. The examiner can normally be reached on Monday-Friday 9:30 am - 6:00 pm.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Jeffrey A. Smith can be reached on (571) 272-6763. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Jeffrey A. Smith/

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Supervisory Patent Examiner, Art Unit 3625

/M. A./

Examiner, Art Unit 3625